



Docket No. 46963-DIV (71417)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANT: Jeffrey M. Isner, et al.

SERIAL NO. 09/223,020

EXAMINER: P. Gambel

FILED: January 11, 1999

GROUP: 1644

FOR: METHODS FOR REGULATING ANGIOGENESIS

Assistant Commissioner for Patents
Washington, D.C. 20231

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2-21-02

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on **January 8, 2002**.

By: Patricia A. Barnes
Patricia A. Barnes

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed November 20, 2001, the period for response having been extended one (1) month by the enclosed Petition for Extension of Time and requisite fee, Applicants hereby elect species A) VEGF.

Applicants respectfully request reconsideration of the Restriction Requirement. In particular, the Office has already stated on the record that claims 23-64 are dependent on elected claim 20 and are drawn to the same invention as claim 20 (Group III). See the Office Action dated March 2, 2001 (Paper No. 8). Thus it is believed that the Office would not be unduly burdened by examining the restricted endothelial cell mitogens together. Accordingly, Applicants respectfully traverse the restriction requirement as formulated.

The present election is made solely to comply with the Office Action and should not be construed as a surrender of any subject matter in the application. The right to file divisional applications on the non-elected claims and species of the invention is reserved.

Although it is not believed any further fee is needed to consider this submission, the Examiner is hereby authorized to charge our deposit account no. 04-1105 should any such fee be deemed necessary.

Early examination of this application is earnestly solicited.

Respectfully submitted,



Robert L. Buchanan, Reg. No.40,927
EDWARDS & ANGELL, LLP
Dike, Bronstein, Roberts & Cushamn
Intellectual Property Practice Group
P. O. Box 9169
Boston, MA 02209
Tel 617-439-4444
Fax 617-439-4170 / 7748

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